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DATE: April 15, 2005
FILE NO: ROC920010108US1
TO: Examiner Hoang Nguyen-Ba
FAX NO: 703/872-9306
COMPANY: USPTO
FROM: Randol W. Read *RWR*
PAGE(S) with cover: 7

**ORIGINAL TO
FOLLOW?**

☐ YES ☒ NO

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT TO FINAL OFFICE ACTION DATED JANUARY 21, 2005

U.S. SERIAL NO.: 09/912,975
FILING DATE: July 25, 2001
INVENTOR: Birkholz et al.
EXAMINER: Hoang Nguyen-Ba
GROUP ART UNIT: 2122
CONFIRMATION NO.: 6558

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PATENT

Atty. Dkt. No. ROC920010108US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:
Birkholz et al.

Serial No.: 09/912,975

Confirmation No.: 6558

Filed: July 25, 2001

For: Method and Apparatus for
Automating Software Upgrades

Group Art Unit: 2192

Examiner: Nguyen-Ba, Hoang

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Commissioner for Patents
P.O. Box 1450
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37 CFR 1.8I hereby certify that this correspondence is being facsimile
transmitted to the Patent and Trademark Office to fax number
703/872-9306 to the attention of Examiner Hoang Vu A.
Nguyen-Ba on the date below:April 15, 2005
Date

Randol W. Read

Dear Sir:

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT
TO FINAL OFFICE ACTION DATED JANUARY 21, 2005

In response to the Notice of Non-Compliant Amendment to Final Office Action dated January 21, 2005, having a shortened statutory period for response set to expire on April 21, 2005, please enter this response and reconsider the claims pending in the application for reasons discussed below. While no fees are believed due, the Commissioner is hereby authorized to charge counsel's Deposit Account No. 09-0465 for any fees, including extension of time fees or excess claim fees, required to make this response timely and acceptable to the Office.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper. Remarks/Arguments begin on page 8 of this paper.

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